

1 **KATHLEEN A. LEAVITT**
2 **CHAPTER 13 BANKRUPTCY TRUSTEE**
3 **201 Las Vegas Blvd South, Suite 200**
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6 **(702) 853-0700**

E-File: 08/15/2011

4 **UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA**

6 **IN RE:**

7 **ALFREDO ALVARENGA**
8 **ADA ALVARENGA**

9 Debtor(s).

Chapter 13
BKS-10-11230-LBR

MOTION TO DISMISS

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Hearing Date: October 20, 2011

Hearing Time: 2:00 pm

10 Comes now KATHLEEN A. LEAVITT, Chapter 13 Bankruptcy Trustee in the above captioned
11 bankruptcy case and for her motion states and alleges as follows:

12 1. Debtor(s) filed an Original Petition under Chapter 13, Title 11 of the United States Code
13 on January 27, 2010.

14 2. Chapter 13 Plan was confirmed by the Court on 07/01/2010.

15 3. Balance on hand at the time of filing this motion is \$0.00.

16 4. The Trustee requests that this case be dismissed pursuant to 11 U.S.C. § 1307 (c) for one
17 or more of the following reasons, to wit:

18 (c) For cause,

19 (c)(6) Material default by the debtor with respect to a term of a confirmed plan to wit:

20 • Failure to respond to Trustee's Directive requesting the following information: Turn
21 over a copy of the 2010 tax return and tax refund, if any.

22 • Other: The debtor is not making the correct plan payment per the confirmed Plan; it is
23 \$287 per month.

WHEREFORE, the Trustee prays the Court issue an order dismissing the within case for the
reasons as stated above and that expenses in the amount of \$0.00 be allowed in this case.

/s/ KATHLEEN A LEAVITT

DATED: 8/15/2011
TPS

Kathleen A. Leavitt
CHAPTER 13 BANKRUPTCY